

**ELECTRONICALLY
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PAULINE NG LEE (SBN 6392)
SCOTT D. FLEMING (SBN 5638)
HALE LANE PEEK DENNISON AND HOWARD
3930 Howard Hughes Parkway, 4th Floor
Las Vegas, Nevada 89169
Telephone: 702-222-2500
Facsimile: 702-365-6940
plee@halelane.com
sfleming@halelane.com

PETER J. MORT
BRUCE JACOBS (Admitted Pro Hac Vice)
AKIN GUMP STRAUSS HAUER & FELD LLP
2029 Century Park East, Suite 2400
Los Angeles, California 90067-3012
Telephone: 310-229-1000
Facsimile: 310-229-1001
pmort@akingump.com
bjacobs@akingump.com

Attorneys for Los Valles Land & Golf LLC

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA

In re:
USA COMMERCIAL MORTGAGE
COMPANY, et al.

Debtors.

Chapter 11
06-10725-LBR

Jointly Administered

**STIPULATED MOTION TO MODIFY
BRIEFING SCHEDULE FOR HEARING
REGARDING MOTION FOR LEAVE TO
FILE SECOND AMENDED OBJECTION
AND COUNTERCLAIM [#5529]**

1 Los Valles Land & Golf LLC (“Los Valles”) by and through its counsel, Akin Gump
2 Strauss Hauer & Feld LLP moves the Court to modify the briefing schedule on the USACM
3 Trust’s December 21, 2007 Motion for Leave to File a Second Amended Objection and
4 Counterclaim (the “Motion”) [DE 5529]. The Motion is set for hearing on January 24, 2008.
5 The USACM Liquidating Trust does not oppose this motion and stipulates to the Court
6 granting it.

7 The deadline for a response to the USACM Trust’s Motion is currently January 7, 2008.
8 Counsel for Los Valles was out of the office on vacation from December 21, 2007 through
9 January 2, 2008. Thus, Los Valles requires additional time to respond to the Motion.
10 Moreover, the parties are working to determine whether it is possible to resolve the issues
11 raised in the Motion by way of stipulation rather than a contested motion. However, to do so,
12 Los Valles requires sufficient time to evaluate the issues raised in the motion.

13 Therefore, in light of the foregoing, the parties have agreed upon the following
14 modified briefing schedule for the Motion provided the Court is willing to allow the
15 briefing schedule and maintain the hearing date on January 24, 2008:

- 16 a. Los Valles’ opposition will be due on January 16, 2008.
17 b. The USACM Trust’s reply will be due on January 21, 2008.

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1 DATED: January 4, 2008.

2 **AKIN GUMP STRAUSS HAUER & FELD LLP**

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4 By: s/ Bruce Jacobs
5 Bruce Jacobs
6 2024 Century Park East, Suite 2400
7 Los Angeles, California 90067
8 Tel: 310-229-1000
9 Email: bjacobs@akingump.com
10 *Attorneys for Los Valles Land & Golf LLC.*

11 - and -

12 **LEWIS AND ROCA LLP**

13 By: /s/ Rob Charles (#6593)
14 Susan M. Freeman, AZ 4199 (*pro hac vice*)
15 Rob Charles, NV 6593
16 John Hinderaker, AZ 18024 (*pro hac vice*)
17 *Counsel for USACM Liquidating Trust*

PROOF OF SERVICE

I certify that on the 4th of January, 2008, I served a copy of the foregoing document by depositing a copy of the same in a sealed envelope in the united states mail, Reno, Nevada, first-class postage fully prepaid, or by electronic notification and addressed to the persons as follows:

ELECTRONIC NOTICE TO:

- MICHELLE L. ABRAMS mabrams@mabramslaw.com
- FRANKLIN C. ADAMS franklin.adams@bbklaw.com, arthur.johnston@bbklaw.com
- NANCY L ALLF nallf@parsonsbehle.com, karen_lawrence@gshllp.com
- NANCY L ALLF nancy_allf@gshllp.com, karen_lawrence@gshllp.com
- FRANK A. ANDERSON anderson.frank@pbgc.gov, efile@pbgc.gov
- PETER C. BERNHARD peter.bernhard@bullivant.com, michelle.diegel@bullivant.com
- BMC GROUP, INC. evrato@bmcgroup.com, ecf@bmcgroup.com;jmiller@bmcgroup.com;mjohn@bmcgroup.com
- GEORGANNE W. BRADLEY georganne.bradley@bullivant.com, mary.opatry@bullivant.com
- KELLY J. BRINKMAN kbrinkman@gooldpatterson.com
- THOMAS R. BROOKSBANK tom@tombrooksbank.com, renee@tombrooksbank.com
- ANDREW M. BRUMBY abrumby@shutts-law.com, rhicks@shutts-law.com;lmackson@shutts-law.com
- LOUIS M. BUBALA lbubala@jonesvargas.com, tbw@jonesvargas.com;aanthony@jonesvargas.com
- MATTHEW Q. CALLISTER mqc@callister-reynolds.com, maggie@callister-reynolds.com;jrammos@callister-reynolds.com
- CANDACE C CARLYON ltreadway@sheacarlyon.com, ccarlyon@sheacarlyon.com;bankruptcyfilings@sheacarlyon.com;manthony@sheacarlyon.com
- MICHAEL W. CARMEL michael@mcarmellaw.com, nancy@mcarmellaw.com;ritkin@steptoe.com
- ROB CHARLES rcharles@lrlaw.com, cjordan@lrlaw.com
- MICHAEL W. CHEN yvette@ccfirm.com
- KEVIN B. CHRISTENSEN kbchrislaw@aol.com
- JANET L. CHUBB tbw@jonesvargas.com
- JANET L. CHUBB tbw@jonesvargas.com
- DAVID A. COLVIN kjohnson@marquisaurbach.com, dcolvin@marquisaurbach.com;kgallegos@MarquisAurbach.com
- WILLIAM D COPE cope_guerra@yahoo.com
- LAUREL E. DAVIS ldavis@fclaw.com, mhurtado@fclaw.com
- THOMAS W. DAVIS twd@h2law.com, emarchetti-harris@howardandhoward.com
- DEBT ACQUISITION COMPANY OF AMERICA V, LLC (aw) awthatnall@daca4.com
- J CRAIG DEMETRAS JCD@demetras-oneill.com, jar@demetras-oneill.com;mdh@demetras-oneill.com
- RICHARD I. DREITZER rdreitzer@yahoo.com
- THOMAS H. FELL BANKRUPTCYNOTICES@GORDONSILVER.COM;bknoces@gordonsilver.com
- SCOTT D. FLEMING sfleming@halelane.com, dbergsing@halelane.com

- 1 • GREGORY E GARMAN bankruptcynotices@gordonsilver.com,
bknotices@gordonsilver.com
- 2 • DOUGLAS D. GERRARD DGERRARD@GERRARD-COX.COM,
ekaymedellin@gerrard-cox.com
- 3 • WADE B. GOCHNOUR WBG@h2law.com, bd@h2law.com
- 4 • CARLOS A. GONZALEZ carlos.gonzalez2@usdoj.gov,
Darlene.Ruckard@usdoj.gov; Mary.Booker@usdoj.gov
- 5 • GERALD M GORDON bankruptcynotices@gordonsilver.com,
bknotices@gordonsilver.com
- 6 • R. VAUGHN GOURLEY vgourley@lvcm.com
- 7 • TALITHA B. GRAY bankruptcynotices@gordonsilver.com; bknotices@gordonsilver.com
- 8 • JAMES D. GREENE bknotice@bhfs.com
- 9 • MARK H. GUNDERSON kweaver@gundersonlaw.com
- 10 • MARJORIE A. GUYMON bankruptcy@goldguylaw.com,
ddias@goldguylaw.com; angelenal@goldguylaw.com
- 11 • PETER W. GUYON pguyon@yahoo.com
- 12 • JEFFREY R. HALL jhall@sheacarlyon.com, jusam@hutchlegal.com
- 13 • XANNA R. HARDMAN xanna.hardman@gmail.com
- 14 • DEL L HARDY bankruptcyinfo@hardyandassociates.com, del@hardyandassociates.com
- 15 • STEPHEN R HARRIS noticesbh&p@renolaw.biz
- 16 • JEFFREY L HARTMAN notices@bankruptcyreno.com, dle@bankruptcyreno.com
- 17 • BRIGID M. HIGGINS bankruptcynotices@gordonsilver.com, bknotices@gordonsilver.com
- 18 • RICHARD F. HOLLEY rholley@nevadafirm.com,
paltstatt@nevadafirm.com; vnelson@nevadafirm.com; sliberio@nevadafirm.com; bkecf@nevadafirm.com
- 19 • RANDOLPH L. HOWARD rhoward@klnevada.com,
ckishi@klnevada.com; bankruptcy@klnevada.com
- 20 • DAVID W. HUSTON dwh@hustonlaw.net, swaits@hustonlaw.net
- 21 • JASON A. IMES bkfilings@s-mlaw.com
- 22 • ROBBIN L. ITKIN ritkin@steptoe.com,
sgottlieb@steptoe.com; skopman@steptoe.com; keckert@steptoe.com; jgoldman@steptoe.com; k
23 piper@steptoe.com
- 24 • CHRISTOPHER D JAIME cjaime@waltherkey.com, kbernhar@waltherkey.com
- 25 • EVAN L. JAMES ejameslv@embarqmail.com, kbchrislaw@aol.com
- 26 • ANNETTE W JARVIS ajarvis@rqn.com
- 27 • ERIN E. JONES ejones@diamondmccarthy.com, cburrow@diamondmccarthy.com
- 28 • TY E. KEHOE TyKehoeLaw@aol.com
- ROBERT R. KINAS rkinas@swlaw.com,
jmcbee@swlaw.com; jmath@swlaw.com; mfull@swlaw.com; cdossier@swlaw.com; lvdocket@
mindspring.com
- DEAN T. KIRBY dkirby@kirbymac.com,
jhebert@kirbymac.com; lackerman@kirbymac.com
- ZACHARIAH LARSON ecf@lslawnv.com, susans@lslawnv.com
- JOHN J. LAXAGUE jlaxague@caneclark.com
- GEORGE C LAZAR glazar@foxjohns.com, gclazar@sbcglobal.net
- NILE LEATHAM nleatham@klnevada.com,
ckishi@klnevada.com; bankruptcy@klnevada.com
- ROBERT C. LEPOME rlepome@cox.net, smstanton@cox.net

- 1 • STEPHEN T LODEN sloden@diamondmccarthy.com
- 2 • TYSON M. LOMAZOW tlomazow@milbank.com
- 3 • ANNE M. LORADITCH ecffilings@LRLaw.com,
aloraditch@LRLaw.com;pkois@LRLaw.com
- 4 • ERIC D MADDEN emadden@diamondmccarthy.com, jsickels@diamondmccarthy.com
- 5 • PATRICIA A. MARR lvlaw03@yahoo.com
- 6 • JAMES C. MCCARROLL , dturetsky@reedsmith.com;aleonard@reedsmith.com
- 7 • REGINA M. MCCONNELL rmccconnell@kssattorneys.com
- 8 • WILLIAM L. MCGIMSEY lawoffices601@lvcoxmail.com
- 9 • RICHARD MCKNIGHT mcknightlaw@cox.net,
gkopang@lawlasvegas.com;cburke@lawlasvegas.com;eseverino@lawlasvegas.com
- 10 • JEANETTE E. MCPHERSON bkfilings@s-mlaw.com;info@s-mlaw.com
- 11 • BRECK E. MILDE bmilde@terra-law.com
- 12 • SHAWN W MILLER bankruptcyfilings@sheacarlyon.com,
smiller@sheacarlyon.com;ltreadway@sheacarlyon.com;mleavitt@sheacarlyon.com;manthony
@sheacarlyon.com
- 13 • DAVID MINCIN mcknightlaw@cox.net,
gkopang@lawlasvegas.com;dmincin@lawlasvegas.com;cburke@lawlasvegas.com;eseverino@
lawlasvegas.com
- 14 • JOHN F MURTHA jmurtha@woodburnandwedge.com
- 15 • ERVEN T. NELSON erv@rlbolick.com, susan@rlbolick.com;erin@rlbolick.com
- 16 • JOHN F. O'REILLY jor@oreillylawgroup.com,
tor@oreillylawgroup.com;bc@oreillylawgroup.com;mg@oreillylawgroup.com;lc@oreillylawg
roup.com
- 17 • TIMOTHY R. O'REILLY tor@oreillylawgroup.com,
jor@oreillylawgroup.com;bc@oreillylawgroup.com;mg@oreillylawgroup.com;lc@oreillylawg
roup.com
- 18 • BOB L. OLSON ecffilings@beckleylaw.com,
bolson@beckleylaw.com;dgriffis@beckleylaw.com
- 19 • DONNA M. OSBORN ksavage@marquisaurbach.com,
dosborn@marquisaurbach.com;kgallegos@MarquisAurbach.com
- 20 • CHRISTINE M PAJAK , ekarasik@stutman.com
- 21 • CHRISTINE M PAJAK cpajak@stutman.com, ekarasik@stutman.com
- 22 • ANDREW M. PARLEN aparlen@stutman.com
- 23 • DONALD T. POLEDNAK sandplegal@yahoo.com, spbankruptcy@yahoo.com
- 24 • PAUL C RAY info@johnpeterlee.com
- 25 • THOMAS RICE trice@coxsmith.com,
ggattis@coxsmith.com;jbrown@coxsmith.com;aseifert@coxsmith.com;dwilliamson@coxmit
h.com
- 26 • GORDON C. RICHARDS GCR@ClarkandRichards.com, ALM@ClarkandRichards.com
- 27 • CHRISTINE A ROBERTS bankruptcy@rocgd.com
- 28 • STACY M. ROCHELEAU stacy@arlawgroup.com, wendy@arlawgroup.com
- SUSAN WILLIAMS SCANN sscann@deanerlaw.com, palexander@deanerlaw.com
- LENARD E. SCHWARTZER bkfilings@s-mlaw.com
- BRIAN D. SHAPIRO ecf@brianshapirolaw.com,
tiffany@brianshapirolaw.com;brianshapiroesq@yahoo.com;bshapiro@brianshapirolaw.com
- JAMES PATRICK SHEA bankruptcyfilings@sheacarlyon.com,
ltreadway@sheacarlyon.com;jshea@sheacarlyon.com;manthony@sheacarlyon.com

- SHLOMO S. SHERMAN ssherman@sheacarlyon.com, bankruptcyfilings@sheacarlyon.com;ltreadway@sheacarlyon.com;rmsmith@sheacarlyon.com;mleavitt@sheacarlyon.com;manthony@sheacarlyon.com
- AMBRISH S. SIDHU ecfnofices@sidhulawfirm.com
- JEFFREY G. SLOANE gjklepel@yahoo.com, rmccConnell@kssattorneys.com
- ALAN R SMITH mail@asmithlaw.com, turk@asmithlaw.com;marsh@asmithlaw.com;darby@asmithlaw.com
- ADAM M. STARR starra@gtlaw.com
- DAVID A. STEPHENS dstephens@lvcm.com
- ARIEL E. STERN sterna@ballardspahr.com, jeromes@ballardspahr.com;mangundayao@ballardspahr.com;pcarey@fulbright.com
- PETER SUSI cheryl@msmlaw.com, msm@msmlaw.com
- ERIC W. SWANIS swanise@gtlaw.com, barberc@gtlaw.com;boodtb@gtlaw.com;dittrichr@gtlaw.com;driverv@gtlaw.com;chaoa@gtlaw.com;lengemannc@gtlaw.com;natalel@gtlaw.com
- JEFFREY R. SYLVESTER jeff@sylvesterpolednak.com
- KAARAN E. THOMAS kthomas@mcdonaldcarano.com, mmorton@mcdonaldcarano.com
- ROLLIN G. THORLEY rollin.g.thorley@irscounsel.treas.gov
- U.S. TRUSTEE - LV - 11 USTPRegion17.lv.ecf@usdoj.gov
- ERIC VAN bankruptcynotices@gordonsilver.com, bknotices@gordonsilver.com
- GREGORY J. WALCH GWalch@Nevadafirm.com
- RUSSELL S. WALKER rwalker@wklawpc.com, eloveridge@wklawpc.com;ckirk@wklawpc.com;tgrover@wklawpc.com
- WHITNEY B. WARNICK wbw@albrightstoddard.com, bstessel@albrightstoddard.com
- GREGORY L. WILDE bk@wildelaw.com
- RYAN J. WORKS rworks@mcdonaldcarano.com, kbarrett@mcdonaldcarano.com;dsampson@mcdonaldcarano.com;aguenther@mcdonaldcarano.com;hvenglik@mcdonaldcarano.com
- MATTHEW C. ZIRZOW bankruptcynotices@gordonsilver.com, bknotices@gordonsilver.com

/S/ CYNDY ARNOLD
